



General Assembly

February Session, 2012

Raised Bill No. 5411

LCO No. 1891

01891____ENV

Referred to Committee on Environment

Introduced by:
(ENV)

***AN ACT AUTHORIZING AN AGRICULTURAL CONSERVATION
EASEMENT ON THE LANDS OF THE SOUTHBURY TRAINING
SCHOOL.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (*Effective from passage*) (a) Notwithstanding any provision
2 of the general statutes, the Commissioner of Developmental Services,
3 in consultation with the Commissioner of Agriculture, may grant to a
4 nonprofit organization, as defined in Section 501(c)(3) of the Internal
5 Revenue Code of 1986, or any subsequent corresponding internal
6 revenue code of the United States, as amended from time to time, an
7 easement on land located in the towns of Southbury and Roxbury and
8 known as the Southbury Training School. The mission of such
9 nonprofit organization shall include, but not be limited to, the
10 permanent protection of agricultural lands for agricultural use. Such
11 easement shall allow for the conservation of the subject land as
12 agricultural land and shall authorize such nonprofit organization to
13 lease any portion of the subject land to one or more persons for the
14 purpose of engaging in agriculture, as described in section 1-1 of the
15 general statutes. Such easement shall have an area as recommended by
16 the Farmland Preservation Advisory Board in a report submitted

17 pursuant to special act 09-8. Such easement shall be subject to the
18 approval of the State Properties Review Board.

19 (b) Such nonprofit organization shall use such easement for the
20 purpose of preserving such land as agricultural land. If such nonprofit
21 organization:

22 (1) Does not use such easement for said purpose; or

23 (2) Does not retain ownership of all of such easement, the easement
24 shall revert to the state of Connecticut.

25 (c) Such easement shall be granted (1) subject to the right of the state
26 to (A) pass and repass over and on such easement of land for the
27 purpose of accessing lands of the state, and (B) place and maintain
28 over, under and on said easement of land existing and future utilities,
29 including, but not limited to, electrical, water, sanitary, sewer,
30 telecommunications and gas, and (2) subject to any rights and
31 easements with regard to such easement that the state deems necessary
32 to meet its governmental obligations.

33 (d) The State Properties Review Board shall complete its review of
34 such easement of land not less than thirty days after it receives a
35 proposed agreement from the Department of Developmental Services.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section

Statement of Purpose:

To permanently preserve certain farmland while enabling the state to retain ownership of such land.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]